



**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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MILES,

Plaintiff(s),

08 Civ. 1477 (RMB)

-against-

MUELLER,

Defendant(s).  
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**Richard M. Berman, U.S.D.J.:**

Plaintiff and Defendant having failed to appear before the Court on April 3, 2008 and not having advised the Court of a reason for their failure to appear, it is hereby

**ORDERED**, the above-entitled action be, and the same hereby is, discontinued; provided, however, that within thirty (30) days of the date of this Order, counsel for Plaintiff may upon good cause shown apply by letter for restoration of the action.

**SO ORDERED.**

Dated: New York, New York  
April 3, 2008

A handwritten signature in black ink, appearing to read "RMB".

**Hon. Richard M. Berman, U.S.D.J.**